

RESOLUTION NO. ____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS AMENDING
RESOLUTION NO. 6114 AND AMENDMENTS INCORPORATING THE FAIR POLITICAL
PRACTICES COMMISSION'S STANDARD CONFLICT OF INTEREST CODE**

WHEREAS, on August 4, 1992, the Milpitas City Council adopted Resolution No. 6114 to incorporate by reference the Fair Political Practices Commission's standard model Conflict of Interest Code; and

WHEREAS, Appendix A of Resolution No. 6114 has been amended from time to time to incorporate changes in the list of designated "full disclosure positions," the last time by Resolution No. 7472; and

WHEREAS, the City Council desires to further amend the List of Designated Full Disclosure Positions (Appendix A of Resolution No. 6114) to incorporate additional or revised titles of employee positions within the City of Milpitas designated as "full disclosure positions," and

WHEREAS, it is appropriate to review the City's Commissions and Committees to determine which, by their advisory nature to the City Council, serve the Council in a manner which require full disclosure of conflicts of interest; and

WHEREAS, certain consultants who qualify under CA Government Code §87100.1 as "employees of the City of Milpitas" must also fully disclose any financial interests they may have in conflict with the range of duties they are required to perform, subject to certain limitations set forth in the List of Designated Full Disclosure Positions (Appendix A),

NOW THEREFORE IT IS HEREBY RESOLVED that the Conflict of Interest Code List of Designated Filers, as further amended, is attached to this Resolution as Appendix A, and made a part hereof.

ADOPTED this ____ day of September, 2006, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Steven T. Mattas, City Attorney

APPENDIX A

CITY OF MILPITAS CONFLICT OF INTEREST CODE LIST OF DESIGNATED "FULL DISCLOSURE POSITIONS"

ACCOUNTANT	INFORMATION SERVICES DIRECTOR
ACCOUNTANT TECHNICIAN	PERMIT CENTER MANAGER
ACCOUNTING SERVICES MANAGER	PLANNING MANAGER
ASSISTANT CITY ATTORNEY	PLANNING & NEIGHBORHOOD SERVICES
ASSISTANT CITY ENGINEER	DIRECTOR
ASSISTANT CITY MANAGER	POLICE CAPTAIN
ASSISTANT FINANCE DIRECTOR	POLICE CHIEF
ASSISTANT FIRE CHIEF	PRINCIPAL ADMINISTRATIVE ANALYST
ASSISTANT FIRE MARSHAL	PRINCIPAL CIVIL ENGINEER
ASSISTANT INFO. SERVICES DIRECTOR	PRINCIPAL PLANNER
ASSOCIATE PLANNER	PRINCIPAL TRANSPORTATION PLANNER
BUILDING INSPECTOR	PUBLIC SERVICES SUPERVISOR
BUYER	PUBLIC WORKS DIRECTOR
CAPTAIN (FIRE), FIRE PREVENTION INSPECTOR	PUBLIC WORKS INSPECTOR
CAPTAIN (FIRE), HAZMAT INSPECTOR	PURCHASING AGENT
CHIEF BUILDING OFFICIAL	RECREATION SERVICES MANAGER
CAPITAL IMPROVEMENT PROJECTS MANAGER	RECREATION SERVICES SUPERVISOR
CITY CLERK	REDEVELOPMENT PROJECTS MANAGER
CITY ENGINEER	SENIOR ACCOUNTANT
DEPUTY CHIEF INFORMATION OFFICER	SENIOR BUILDING INSPECTOR
ECONOMIC DEVELOPMENT MANAGER	SENIOR HOUSING & NEIGHBORHOOD
ELECTRICAL INSPECTOR	PRESERVATION SPECIALIST
FIRE BATTALION CHIEF	SENIOR MAINTENANCE SUPERVISOR
FIRE CHIEF	SENIOR PLAN CHECK ENGINEER
FIRE MARSHAL	SENIOR PUBLIC WORKS INSPECTOR
FISCAL SERVICES MANAGER	SENIOR TRANSPORTATION PLANNER
HUMAN RESOURCES DIRECTOR	TRAFFIC ENGINEER

COMMISSIONERS - COMMUNITY ADVISORY COMMISSION
COMMISSIONERS - ECONOMIC DEVELOPMENT COMMISSION
COMMISSIONERS - PARKS, RECREATION AND CULTURAL RESOURCES COMMISSION
COMMISSIONERS - TELECOMMUNICATIONS COMMISSION
COMMITTEE MEMBERS - PUBLIC ART COMMITTEE

CONSULTANTS:

Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitations:

The City Manager, or his/her designee, may determine in writing that a particular consultant is hired to perform a range of duties that are limited in scope and thus not required to fully comply with the disclosure requirements described in this resolution. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure required. The City Manager's, or his/her designee's, determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

2006 Local Agency Biennial Notice

Name of Agency: City of Milpitas
Mailing Address: 455 E. Calaveras Blvd., Milpitas, CA 95035
Contact Person: Mary Lavelle Office Phone No: (408) 586-3001
E-mail: mlavelle@ci.milpitas.ca.gov Fax No: (408) 586-3040

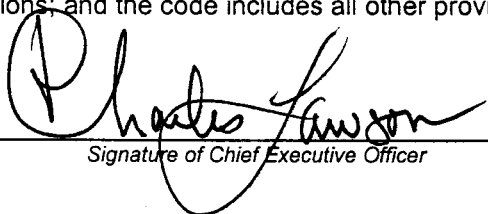
This agency has reviewed its conflict-of-interest code and has determined that:

☒ **An amendment is required. The following amendments are necessary:**
(Check all that apply)

- ☒ Include new positions (including consultants) that must be designated
- ☒ Delete positions that manage public investments from the list of designated positions
- ☐ Revise disclosure categories
- ☐ Revise the titles of existing positions
- ☒ Delete titles of positions that have been abolished
- ☒ Other (describe) Add one Committee

☐ **No amendment is required.**

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income which may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.



Signature of Chief Executive Officer

9/7/06

Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2006** to:

(PLACE RETURN ADDRESS OF CODE REVIEWING BODY HERE)